

BY AUTHORITY

By virtue of the authority vested in me by Act No. 1, enacted by the Executive and Advisory Councils of the Provisional Government of the Hawaiian Islands, "Relating to the Powers and Duties of the President and Executive Council," I have this day, by and with the advice and consent of said Executive Council, appointed

WALTER FRANCIS FREAR as Second Associate Justice of the Supreme Court of the Hawaiian Islands. (Signed,) SANFORD B. DOLE, President of the Provisional Government of the Hawaiian Islands. Government Building, Honolulu, H. I. March, 7, 1893.

3321-34-1470-14

Messrs. J. W. Mason, Rufus A. Lyman, H. R. Eycott, have this day been appointed members of the Road Board for the Taxation District of Puna, Hawaii, for the unexpired term of Two Years.

JAMES A. KING, Minister of the Interior. Interior Office, March 6, 1893. 3321-1470-34

Mr. F. M. HATCH was elected a member of the Advisory Council this day, in place of Mr. H. E. Cooper, resigned.

The Advisory Council is now constituted as follows:

S. M. Damon,	C. Bolie,
John Emmelhuth,	W. F. Allen,
J. A. McCandless,	Alex. Young,
F. W. McChesney,	Cecil Brown,
Jas. F. Morgan,	Ed. Subr,
H. Waterhouse,	Jno. Nott,
E. D. Tenney,	F. M. Hatch.

J. B. CASTLE, Secretary, Ex. & Ad. Councils. Honolulu, March 7, 1893. 3322-34-1470-14

In conformity with the provisions of Act No. 18 entitled "An Act to Amend Chapter XI of Session Laws of 1876 relating to Public Health," I have this day appointed, by and with the consent of the Executive Council, the following named gentlemen as members of the Board of Health of the Hawaiian Islands:

JOSEPH O. CARTER, Esq., JOHN ENA, Esq., J. T. WATERHOUSE, Esq., GEORGE P. ANDREWS, M. D., FRANK L. MINER, M. D., FRANCIS R. DAY, M. D.

(Signed) SANFORD B. DOLE, President of the Provisional Government of the Hawaiian Islands.

Government Building, Honolulu, March 1st, 1893. 3317-1469-34

GEORGE C. HEWITT, Esq., has this day been appointed a member of the Road Board for the Taxation District of Kauai, for the unexpired term made vacant by the resignation of Keoki Kimoko.

J. A. KING, Minister of the Interior. Interior Office, March 2, 1893. 1469-3318-34

D. KAHALU, Esq., has this day been appointed a member of Road Board for the Taxation District of Lahaina, Maui, for the unexpired term made vacant by the resignation of Geo. Kahi.

J. A. KING, Minister of the Interior. Interior Office, Feb. 22, 1893. 1468-3

R. C. SEARLE, Esq., has this day been appointed a member for the Road Board of the Taxation District of Lahaina, Maui, for the unexpired term made vacant by the resignation of R. H. Makiha.

J. A. KING, Minister of the Interior. Interior Office, Feb. 22, 1893. 1468-3

R. W. MEYER, Esq., has this day been appointed Notary Public for the Second Judicial Circuit of the Hawaiian Islands.

J. A. KING, Minister of the Interior. Interior Office, Feb. 21, 1893. 1468-3

J. E. KEALO, Esq., has this day been appointed Commissioner of Pences for Koolas poka, Island of Oahu.

The Board now consist as follows: Wm. H. Lowell, Wm. Henry, J. K. Kealo.

J. A. KING, Minister of the Interior. Interior Office, Feb. 21, 1893. 1468-3

IN RE-PACIFIC IRON WORKS COMPANY.

Whereas, The Pacific Iron Works Company, a Corporation established under the laws of the Hawaiian Islands, has pursuant to the law in such case made and provided, duly filed at the Office of the Minister of the Interior, a Petition for the dissolution of the said Corporation, together with a Certificate thereto annexed, as required by law; Now therefore

Notice is hereby given to any and all persons who have been or are now interested in any manner whatsoever in the said Corporation, that objections to the granting of the said Petition must be filed in the Office of the undersigned on or before the 30th day of April, 1893, and that any person or persons desiring to be heard thereon, must be in attendance at the Office of the undersigned at Aliolani Hale, Honolulu, at 10 o'clock a.

m., of that day to show cause why said Petition should not be granted.

J. A. KING, Minister of the Interior. Department of the Interior, Feb. 15, 1893. 1467-9

Notice to Owners of Brands.

All Brands must, by law, be re-registered prior to July 1st, 1893, or they will be forfeited, and can thereafter be appropriated by anyone.

Registration on Oahu shall be made at the Interior Office. On the other Islands it shall be done at the Office of the several Sheriffs.

G. N. WILCOX, Minister of the Interior. Interior Office, Dec. 2, 1892. 1466-44

School Vacation Notice.

The regular vacation of all Public Schools, at the close of the first Session of the year, will extend from FRIDAY, the 7th to MONDAY, the 24th of April next.

By order of the Board of Education.

W. JAS. SMITH, Secretary. Office of the Board of Education, March 5th, 1893. 3319-1469-34

Sale of Three Tracts of Government Lands in North Hilo, Hawaii.

On THURSDAY, March 30, 1893, at 12 o'clock noon at the front entrance of Aliolani Hale, will be sold at public auction, three Tracts of Government Lands in Maunaloa, North Hilo, Hawaii, viz:

Tract No. 1—Containing an area of 21 67-100 acres, upset price \$108.
Tract No. 2—Containing an area of 18 30-100 acres, upset price \$91.50.
Tract No. 3—Containing an area of 13 90-100 acres, upset price \$89.85.

It is conditioned that the purchaser of the above lots, shall pay costs of survey and plotting of same. Full information in this regard can be obtained upon application to the Land Office, Interior Department.

J. A. KING, Minister of the Interior. Interior Office, February 24, 1893. 3313-1468-34

Sale of a Lease of Government Land in Hilo, Hawaii.

On MONDAY, April 3, 1893, at 12 o'clock noon, at the front entrance of Aliolani Hale will be sold at public auction the lease of a portion of the Government land of Kaapoko, makai of the Government road in Hilo, Hawaii, containing an area of 15 acres, a little more or less.

Term—Lease for 15 years. Upset price—\$80 per annum, payable semi-annually in advance.

J. A. KING, Minister of the Interior. Interior Office, March 3, 1893. 3319-1469-34

Sale of the Lease of the Government Land of Kepuhi, Palolo, Oahu.

On MONDAY, April 3, 1893, at 12 o'clock noon, at the front entrance of Aliolani Hale will be sold at public auction, the lease of the Government land of Kepuhi, Palolo, Oahu, containing an area of 11 25-100 acres, a little more or less.

Term—Lease for 15 years. Upset price—\$70 per annum, payable semi-annually in advance.

J. A. KING, Minister of the Interior. Interior office, March 3, 1893. 3319-1469-34

Sale of Government Land in North Hilo, Hawaii.

On THURSDAY, March 30, 1893, at 12 o'clock noon, at the front entrance of Aliolani Hale, will be sold at public auction 310 2-10 acres of bush and woodland, about 1 1/2 miles above the main road, in the district of North Hilo, Hawaii.

The Government reserves the right of way for a road through this land.

It is conditioned that the purchaser of the above land shall pay cost of survey and plotting of same. Full information in this regard can be obtained upon application to the Land Office, Interior Department. Upset price \$310.

J. A. KING, Minister of the Interior. Interior Office, February 23, 1893. 3314-1468-34

Sale of Government Lands in Kula and Kahoehua.

On THURSDAY, March 30th, 1893, at 12 o'clock noon, at the front entrance of Aliolani Hale, will be sold at public auction, four (4) sections of land in Kula and Kahoehua, N. Hilo, Hawaii, as follows:

Section 1—Containing an area of 79.2 acres. Upset price \$196.

Section 2—Containing an area of 37.7 acres. Upset price \$189.

Section 3—Containing an area of 40.43 acres. Upset price \$203.

Section 4—Containing an area of 9.5 acres. Upset price \$45.

It is conditioned that the purchaser of the above lots, shall pay the cost of survey and plotting of the same. Full information in this regard can be obtained upon application to the Land Office, Interior Department.

J. A. KING, Minister of the Interior. Interior Office, February, 22d, 1893. 3313-1468-34

ACT 21.

An Act to Prohibit Gambling and Gaming.

BE IT ENACTED by the Executive and Advisory Councils of the Provisional Government of the Hawaiian Islands:

SECTION 1—Every person who contrives, prepares, sets up, draws, maintains or conducts or assists in maintaining or conducting any lottery is guilty of a misdemeanor.

SECTION 2—A lottery is any scheme for the disposal or distribution of property by chance among persons who have paid or promised to pay any valuable consideration for the chance of obtaining such property, or a portion of it, or for any share or any interest in such property upon any agreement, understanding or expectation that it is to be distributed or disposed of by lot or chance, whether called a lottery, raffle, cha fa, pakapao, gift enterprise or by whatever name the same may be known.

SECTION 3—Every person who sells or buys, gives or receives, has in possession or in any manner whatever deals with any ticket, chance, share, or interest, or any paper, certificate or instrument purporting or understood to be or to represent any ticket, chance, share or interest in or depending upon the event of any lottery, is guilty of a misdemeanor.

SECTION 4—All moneys or property offered for sale or distribution in violation of any of the provisions of this Act are forfeited to the Government and may be recovered by information filed or by action brought by the Attorney-General or his authorized representative.

SECTION 5—Every person who deals, plays, or carries on, opens or causes to be opened, or who conducts either as owner or employee, whether for hire or not, any game of faro, monte, roulette, tan, fan tan, or any banking or percentage game played with cards, dice or any devices for money, checks, credit or any representative of value or any other game in which money or anything of value is lost or won, and every person who plays or bets at or against any of said prohibited game or games, and every person present where such game or games are being played or carried on, is guilty of a misdemeanor.

SECTION 6—Every person who by the game of "three card monte," "shell game" or any other game, device, sleight of hand, or pretense to fortune telling, trick or other means whatever by use of cards or other implements or instruments, or while betting on sides or hands of any such play or game, fraudulently obtains from another person money or anything of value is guilty of a misdemeanor.

SECTION 7—Every person duly summoned as a witness for the prosecution on any proceeding had under this Act who neglects or refuses to attend as required, is guilty of a misdemeanor.

SECTION 8—No person otherwise competent as a witness is disqualified from testifying as such concerning any offense committed under this Act on the grounds that such testimony might criminate himself, but no prosecution can afterwards be had against him for any such offense concerning which he has testified.

SECTION 9—Every person who lets or permits to be used any building or vessel or any portion thereof, knowing that it is to be used for setting up, managing or drawing any lottery, or for the purpose of selling or disposing of lottery tickets, chance, share or interest in or depending upon the event of any lottery, or who knowingly permits any game or games prohibited by this Act to be played, conducted or dealt in any building or vessel owned or rented by such person in whole or in part, is guilty of a misdemeanor.

SECTION 10—Every person guilty of a misdemeanor as provided in this Act shall be punishable by a fine of not more than one thousand dollars or imprisonment at hard labor not exceeding one year.

SECTION 11—District Magistrates shall have jurisdiction to try and determine all cases arising under this Act.

SECTION 12—No suit or prosecution pending for any offense committed or for the recovery of any penalty or forfeiture incurred under any law heretofore enacted shall in any case be affected by the passage of this Act.

SECTION 13—The following laws and parts of laws are hereby repealed:

Section 1 of Chapter 39 of the Penal Code.

Chapter 5 of the Session Laws of 1870. Chapter 22 of the Session Laws of 1884. Chapter 41 of the Session Laws of 1886. Chapter 41 of the Session Laws of 1890. Section 75 of the Civil Code and Section 23 of Chapter 55 of the Penal Code.

SECTION 14—Section 80 of the Civil Code and Section 28, Chapter 55 of the Penal Code are hereby amended by striking out the following words, to wit: "Nor allow any gaming on such table or alley."

SECTION 15—This Act shall take effect upon publication.

Approved this 7th day of March, A. D. 1893.

(Signed,) SANFORD B. DOLE, President of the Provisional Government of the Hawaiian Islands.

J. A. KING, Minister of the Interior. 3323-1470-34

SALE OF ELECTRIC LIGHT AND POWER FRANCHISE.

In accordance with the provisions of an Act entitled "An Act to regulate and control the production and furnishing of Electricity in Honolulu," approved January 12th, 1893, there will be sold at Public Auction, On WEDNESDAY, the 3d day of May, 1893, at 12 o'clock noon, at the front entrance of Aliolani Hale, the exclusive right and franchise to furnish and supply electric light and electric power within the district of Honolulu during the term of ten (10) years from the date of such sale.

The following privileges are exempted from said franchise:

1st. The right of any person or corporation to erect electric apparatus and produce electricity for either light or power for his or its own use upon the premises where produced.

2d. The right of the Hawaiian Tramways Company, Limited, under the franchise already granted to it, to erect a plant, poles and wires for the purpose of furnishing power for the propulsion of its cars, or for making a contract with any one or more of the contractors to furnish it with such power for use on any of its tracks, whether the same is within the district of such contractors or not.

3d. The right of the Government to furnish to any part of Honolulu, electricity for light or power, produced by the power now obtained from the present water supply of the city, up to the capacity of electric dynamos now owned by the Government.

The sale of such franchise is subject to the Rules, Regulations, Inspection and Tariff of Rates to be charged to Consumers, as set forth in the said above-mentioned Act.

THE UPSET PRICE, at Auction, of said Franchise is 2 1/2 per centum of the gross receipts of the Contractor from all electric light and power furnished to consumers.

THE BIDS for such Franchise shall be for the percentage of such gross receipts, which the bidder is willing to pay to the Government over and above such percentage.

THE CONTRACTOR shall be exempt from paying such percentage of receipts for the first two years of such contract.

A DEPOSIT of \$500 either cash or a certified check on a Honolulu Bank, will be required from the successful bidder on the fall of the hammer, which deposit shall be a forfeit to the Government if such bidder fails to execute the contract provided for in Section 5 of said Act, within twenty days from the date of sale.

A BOND, in the sum of \$5000, with two approved sureties or a deposit of \$2500 in gold coin in lieu thereof will be required, for the faithful observance of all of the terms of the contract, and for the observance of all the terms and conditions of the law under which the franchise is granted.

J. A. KING, Minister of the Interior. Interior Office, Feb. 21, 1893. 3310-34-1468-44

ACT 16.

An Act to Authorize a National Loan and the Issuance of Bonds as Security Therefor.

Whereas an Act entitled "An Act to Authorize a National Loan and to define the uses to which the money borrowed shall be applied," was approved on the 11th day of January, A. D. 1893;

And, Whereas, on the 17th day of January, A. D. 1893, the Provisional Government of the Hawaiian Islands was proclaimed and established and became vested with all the rights, powers and authority of the Government of the Hawaiian Islands heretofore existing;

Now, therefore, in order to carry out the purpose of said Act approved January 11, 1893,

BE IT ENACTED by the Executive and Advisory Councils of the Provisional Government of the Hawaiian Islands:

SECTION 1—The Minister of Finance, with the approval of the Executive Council, is hereby authorized to issue Coupon Bonds of a denomination of not less than One Thousand Dollars (\$1,000), and in the aggregate not exceeding Seven Hundred and Fifty Thousand Dollars (\$750,000), in the manner and for the uses in this Act stated.

SECTION 2—Said bonds shall be exempted from all taxes, and shall bear interest at the rate of not more than six per centum per annum, payable semi-annually, and shall be redeemable not less than five nor more than twenty years after the date of issue, the principal and interest to be paid in Gold Coin of the United States of America or its equivalent at its present standard of weight and fineness.

SECTION 3—Said bonds shall be signed by the Minister of Finance and by the Registrar of Public Accounts and be sealed by the seal of the Department of the Minister of Finance, and shall not be issued at less than the rate of ninety-eight per centum of their nominal par value in Gold Coin of the United States, except that the Minister of Finance, with the approval of a majority of the Executive Council may allow a commission not exceeding five per centum to any person or syndicate that may negotiate said bonds; provided, however, that any such commission shall not be allowed for any bonds sold in the Hawaiian Islands.

SECTION 4—The sums borrowed under this Act shall be placed in the Treasury to the credit of the "Loan Fund 1892," and shall be paid out for and used for the following purposes and no other:

New wharves, sea wall, dredging harbor and bar Honolulu.....	\$ 200,000 00
Roads, bridges and landings	120,500 00
New Buildings, vaults, magazine, hospitals.....	100,000 00
Additions and improvements to Water Works.....	100,000 00
Volcano Road.....	65,000 00
Road Damages.....	30,000 00
Forests, parks and nurseries.	25,000 00
Quarantine expenses.....	20,000 00
Subsidy to Oahu Railway and Land Co.....	14,000 00
Encouragement to Immigration.....	10,000 00
Expenses of Registration Act	7,500 00
Purchase electric light plant	6,000 00
Purchase kuleana in Kala-wao and Kalaupapa.....	5,000 00
Purchase Chemical Engine and house for same.....	3,000 00
Expenses survey sewerage system, Honolulu.....	2,000 00
Expenses for placing this Loan not to exceed.....	35,000 00
	\$ 750,000 00

SECTION 5—The Minister of Finance is hereby authorized to pay out of the money borrowed under this Act, the commission allowed by Section 3 and the expenses of preparing the bonds and coupons for use.

SECTION 6—The said Minister of Finance is hereby authorized to make such arrangements as will enable the holders of bonds issued under the provisions of this Act to receive the interest due thereon in Honolulu, or in such other financial centre or centres as he may deem advisable.

SECTION 7. This Act shall take effect upon publication.

Approved this 18th day of February, A. D. 1893.

(Signed,) SANFORD B. DOLE, President of the Provisional Government of the Hawaiian Islands.

(Signed) J. A. KING, Minister of Interior. 1469-34

ACT 12.

An Act to Restrict the Importation and Sale of Opium or Preparations Thereof.

BE IT ENACTED by the Executive and Advisory Councils of the Provisional Government of the Hawaiian Islands:

SECTION 1. The importation of opium or any preparation thereof into the Hawaiian Islands, except as authorized by Section 2 of this Act, is hereby strictly prohibited, and whoever shall import, sell, give or furnish opium, or any preparation thereof, to any person in the Hawaiian Islands, except as provided in Section 2 of this Act, shall be liable to a penalty of not less than five hundred dollars, nor more than two thousand dollars, and to be imprisoned at hard labor for any term not less than six months, nor more than two years; one-half of which pecuniary penalty shall be paid to the party giving the information which shall lead to the conviction of the offender.

SECTION 2. The Board of Health may from time to time import such quantities of opium, or preparations thereof, as the said Board shall deem necessary for medical purposes in the Hawaiian Islands, and shall furnish it at cost price to any physician or surgeon having a

diploma or certificate from some medical college or university, and who has a license to practice medicine in the Hawaiian Islands; also to the person in charge of the medicines at the Loper Settlement at Molokai, to be issued exclusively for medical purposes. And the said Board may also furnish it to the captain or surgeon of any vessel bound to a foreign port for use on board of such vessel.

SECTION 3. Any person who shall have in his possession opium, or any preparation thereof, which he shall not have received from the Board of Health, or from a duly licensed physician or surgeon, as prescribed in Section 2 of this Act, shall forfeit such opium, or preparation thereof, to the Government, and the same shall be seized and delivered to the Board of Health; and such person shall be liable to a penalty of not less than fifty nor more than two hundred and fifty dollars, or to be imprisoned at hard labor for a term of not less than one month nor more than six months, or both, in the discretion of the magistrate, one-half of which pecuniary penalty shall be paid to the party giving the information which shall lead to the conviction of the offender.

SECTION 4. Any physician or surgeon who shall sell, prescribe or furnish opium, or any preparation thereof, to any person in the habit of smoking or otherwise using the same, or to any other person, except as a remedy in case of sickness, shall forfeit to the Government all opium, or preparation thereof, which may be in his possession; and it shall be seized and delivered to the Board of Health, and he shall be fined in the sum of not less than twenty-five nor more than one hundred dollars; and if he shall violate this Act more than once he shall not again be furnished with opium by the Board of Health.

SECTION 5. All confiscated opium or preparations thereof which shall have come into the possession of the Board of Health, shall be securely kept until such time as the same shall be disposed of as hereinafter provided, except that where the quantity of opium seized shall be less than one one-half pound tin the same shall be destroyed.

SECTION 6. The Board of Health shall as soon as practicable sell all confiscated opium or preparations thereof which shall have come into its possession, and at such price as it shall deem fit, such sale may be either public or private, in the discretion of the Board; provided that all opium so sold shall be exported from this country. One half the gross proceeds derived from the sale of confiscated opium shall go to the informant in addition to the compensation as provided in Section 1 of this Act, and the balance shall be the property of the Government.

SECTION 7. The several District Magistrates are hereby invested with authority to try and determine all cases arising under this law.

SECTION 8. Nothing in this Act shall be construed to exempt any person or vessel from the pains and penalties prescribed by the laws of the Hawaiian Islands against smuggling, nor to affect any prosecutions pending at the date of the approval of this Act.

SECTION 9. An Act entitled "An Act to provide for and Regulate the Importation, Sale and Use of Opium and Preparations thereof," approved on the 13th day of January, A. D. 1893, and all other laws and parts of laws in conflict with the provisions of this Act are hereby repealed.

SECTION 10. This Act shall take effect from the date of its publication.

Approved this 18th day of February, A. D. 1893.

(Signed) SANFORD B. DOLE, President of the Provisional Government of the Hawaiian Islands.

(Signed) J. A. KING, Minister of Interior. 1469-34

ACT 13.

An Act to appropriate the Sum of Fifty Thousand Dollars for the Purpose of Defraying the General Expenses of the Provisional Government of the Hawaiian Islands.

BE IT ENACTED by the Executive and Advisory Councils of the Provisional Government of the Hawaiian Islands:

SECTION 1. There is hereby appropriated the sum of Fifty Thousand Dollars (\$50,000) from the Public Treasury for the purpose of defraying the general expenses of the Provisional Government of the Hawaiian Islands.

SECTION 2. All sums which have heretofore been appropriated by resolution of the Executive and Advisory Councils shall be deemed a part of and included in the above appropriation.

SECTION 3. This Act shall take effect upon publication.

Approved this 16th day of February, A. D. 1893.

(Signed) SANFORD B. DOLE, President of the Provisional Government of the Hawaiian Islands.

(Signed) J. A. KING, Minister of the Interior. 1469-34